

7-16-04

PTO/SB/30 (08-03)

Approved for use through 07/31/2006. OMB 0651-0031
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCERCE
3763
JFW

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**REQUEST
FOR
CONTINUED EXAMINATION (RCE)
TRANSMITTAL**

PATENT & TRADEMARK OFFICE
Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

<i>Application Number</i>	10/001,878
<i>Filing Date</i>	November 19, 2001
<i>First Named Inventor</i>	Rasean L. HAMILTON et al.
<i>Art Unit</i>	3763
<i>Examiner Name</i>	Loan H. Thanh
<i>Attorney Docket Number</i>	ACSC 60015 (1906D)

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application.

Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. **Submission required under 37 CFR 1.114** Note: If the RCE is proper, any previously filed unentered and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).
- a. Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.
 - i. Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____
 - ii. Other _____
 - b. Enclosed
 - i. Amendment/Reply iii. Information Disclosure Statement (IDS)
 - ii. Affidavit(s)/Declaration(s) iv. Other Replacement Drawing Sheet, Fig. 8
2. **Miscellaneous**
- a. Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)
 - b. Other _____
3. **Fees** The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.
- a. The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 06-2425

i. <input type="checkbox"/> RCE fee required under 37 CFR 1.17(e)	<u>07/19/2004 SZEWIDIE1 00000117 10001878</u>
ii. <input type="checkbox"/> Extension of time fee (37 CFR 1.136 and 1.17)	<u>01 FC:1801 770.00 OP</u>
iii. <input checked="" type="checkbox"/> Other <u>any underpayment</u>	
 - b. Check in the amount of \$ 770.00 enclosed
 - c. Payment by credit card (Form PTO-2038 enclosed)

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print / Type)	Gunther O. Hanke, Esq.	Registration No. (Attorney / Agent)	32,989
Signature	Date July 15, 2004		

CERTIFICATE OF MAILING OR TRANSMISSION

EXPRESS

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450 or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

Name (Print / Type)	Gunther O. Hanke, Esq., Reg No. 32,989	EXPRESS MAIL LABEL NO. EV130090311US	
Signature	<u>Gunther O. Hanke</u>	Date	July 15, 2004

This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including the gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing the burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

JUL 15 2004

Approved for use through 07/31/2006. OMB 0651-0032
Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

FEE TRANSMITTAL for FY 2004

Effective 10/01/2003. Patent fees are subject to annual revision.

 Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$ \$770.00)

Complete if Known

Application Number	10/001,878
Filing Date	November 19, 2001
First Named Inventor	Rasean L. HAMILTON et al.
Examiner Name	Loan H. Thanh
Art Unit	3763
Attorney Docket No.	ACSC 60015 (1906D)

METHOD OF PAYMENT (check all that apply)

 Check Credit card Money Order Other None
 Deposit Account:Deposit Account Number **06-2425**Deposit Account Name **Fulwider Patton Lee & Utecht**

The Director is authorized to: (check all that apply)

 Charge fee(s) indicated below Credit any overpayments Charge any additional fee(s) or any underpayment of fee(s) Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

FEE CALCULATION (continued)

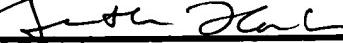
3. ADDITIONAL FEES

Large Entity	Small Entity	Fee Description	Fee Paid
Fee Code	Fee Code (\$)	Fee Description	
1051	130	2051 65 Surcharge - late filing fee or oath	
1052	50	2052 25 Surcharge - late provisional filing fee or cover sheet	
1053	130	1053 130 Non - English specification	
1812	2,520	1812 2,520 For filing a request for ex parte reexamination	
1804	920*	1804 920* Requesting publication of SIR prior to Examiner action	
1805	1,840*	1805 1,840* Requesting publication of SIR after Examiner action	
1251	110	2251 55 Extension for reply within first month	
1252	420	2252 210 Extension for reply within second month	
1253	950	2253 475 Extension for reply within third month	
1254	1,480	2254 740 Extension for reply within fourth month	
1255	2,010	2255 1,005 Extension for reply within fifth month	
1401	330	2401 165 Notice of Appeal	
1402	330	2402 165 Filing a brief in support of an appeal	
1403	290	2403 145 Request for oral hearing	
1451	1,510	1451 1,510 Petition to institute a public use proceeding	
1452	110	2452 55 Petition to revive - unavoidable	
1453	1,330	2453 665 Petition to revive - unintentional	
1501	1,330	2501 665 Utility issue fee (or reissue)	
1502	480	2502 240 Design issue fee	
1503	640	2503 320 Plant issue fee	
Total Claims	3 -20** = 0 X 18.00 = 0.00		
Independent Claims	2 - 3** = 0 X 86.00 = 0.00		
Multiple Dependent			
Fee Description			
Fee Code	Fee Code (\$)	Fee Description	
1202	18	2202 9 Claims in excess of 20	
1201	86	2201 43 Independent claims in excess of 3	
1203	290	2203 145 Multiple dependent claim, if not paid	
1204	86	2204 43 ** Reissue independent claims over original patent	
1205	18	2205 9 ** Reissue claims in excess of 20 and over original patent	
SUBTOTAL (1) (\$)	\$0.00		
Fee Description			
Fee Code	Fee Code (\$)	Fee Description	
1809	770	2809 385 Filing a submission after final rejection (37 CFR § 1.129(a))	
1810	770	2810 385 For each additional invention to be examined (37 CFR § 1.129(b))	
1801	770	2801 385 Request for Continued Examination (RCE)	770.00
1802	900	1802 900 Request for expedited examination of a design application	
Other fee (specify)			
SUBTOTAL (2) (\$)	\$0.00		
*Reduced by Basic Filing Fee Paid		SUBTOTAL (3) (\$)	\$770.00

**or number previously paid, if greater; For Reissues, see above

SUBMITTED BY

Complete (if applicable)

Name	Gunther O. Hanke	Registration No. (Attorney/Agent)	32,989	Telephone	(310) 824-5555
Signature			Date	July 15, 2004	

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TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

 TRANSMITTAL FORM <i>(to be used for all correspondence after initial filing)</i>	Application Number	10/001,878	
	Filing Date	November 19, 2001	
	First Named Inventor	Rasean L. HAMILTON et al.	
	Art Unit	3763	
	Examiner Name	Loan H. Thanh	
Total Number of Pages in This Submission		Attorney Docket Number	ACSC 60015 (1906D)

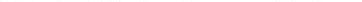
ENCLOSURES <i>(check all that apply)</i>		
<input checked="" type="checkbox"/> Fee Transmittal Form	<input checked="" type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance communication to Technology Center (TC)
<input checked="" type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input checked="" type="checkbox"/> Amendment / Reply	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Terminal Disclaimer	<input checked="" type="checkbox"/> Other Enclosure(s) <i>(please identify below):</i>
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Request for Refund	<ol style="list-style-type: none"> 1. Request for Continued Examination (RCE) 2. Postcard
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> CD, Number of CD(s) _____	
<input type="checkbox"/> Certified Copy of Priority Document(s)	Remarks	
<input type="checkbox"/> Response to Missing Parts/Incomplete Application		
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	Gunther O. Hanke, Reg. No. 32,989 Fulwider Patton Lee & Utecht LLP
Signature	
Date	July 15, 2004

CERTIFICATE OF TRANSMISSION/MAILING

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Typed or printed name	Gunther O. Hanke, Reg. No. 32,989		
Signature		Date	July 15, 2004

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.



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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No. : 10/001,878
Applicants : Rasean L. Hamilton et al.
Filed : November 19, 2001
Title : CATHETER HAVING A SOFT DISTAL TIP
Art Unit : 3763
Examiner : Loan H. Thanh
Docket No.: ACSC 60015 (1906D) Los Angeles, California
Customer No. : 24201) July 15, 2004

AMENDMENT

Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

This Amendment is responsive to the final Office action of June 2, 2004, the response for which is due September 2, 2004. Please amend and reconsider the above-referenced application.